

MESSAGE NO: 4189111 MESSAGE DATE: 07/08/1994

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-831

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/11/1994 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: PRELIMINARY DETERMINATION IN THE ANTIDUMPING DUTY INVESTIGATION OF
FRESH GARLIC FROM THE PRC/WITH CRITICAL CIRCUMSTANCES (A-570-831)

MESSAGE NO: 4189111

DATE: 07 08 1994

CATEGORY: ADA

TYPE: PRE

REFERENCE:

REFERENCE DATE:

CASES: A - 570 - 831

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PERIOD COVERED: 07 11 1994 TO

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: PRELIMINARY DETERMINATION IN THE ANTIDUMPING DUTY
INVESTIGATION OF FRESH GARLIC FROM THE PRC/WITH
CRITICAL CIRCUMSTANCES (A-570-831)

1. THE DEPARTMENT OF COMMERCE WILL PUBLISH IN THE FEDERAL REGISTER ON JULY 11, 1994, NOTICE OF ITS PRELIMINARY DETERMINATION THAT FRESH GARLIC FROM THE PEOPLE'S REPUBLIC OF CHINA (PRC) IS, OR IS LIKELY TO BE, SOLD IN THE UNITED STATES AT LESS THAN FAIR VALUE.

2. THE PRODUCTS COVERED BY THIS INVESTIGATION ARE ALL GRADES OF GARLIC, WHOLE OR SEPARATED INTO CONSTITUENT CLOVES, WHETHER OR

NOT PEELED, FRESH, CHILLED, FROZEN, PROVISIONALLY PRESERVED, OR PACKED IN WATER OR OTHER NEUTRAL SUBSTANCE, BUT NOT PREPARED OR PRESERVED BY THE ADDITION OF OTHER INGREDIENTS OR HEAT PROCESSING. THE DIFFERENCES BETWEEN GRADES ARE BASED ON COLOR, SIZE, SHEATHING AND LEVEL OF DECAY.

THE SUBJECT MERCHANDISE IS USED PRINCIPALLY AS A FOOD PRODUCT AND FOR SEASONING. THE SUBJECT GARLIC IS CURRENTLY CLASSIFIABLE UNDER SUBHEADINGS 0703.20.0000, 0710.80.7060, 0710.80.9750, 0711.90.6000, AND 2005.90.9500 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, OUR WRITTEN DESCRIPTION OF THE SCOPE OF THIS PROCEEDING IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-570-831. THIS NUMBER SHOULD BE USED WHEN DEALING WITH THE DEPARTMENT OF COMMERCE ONLY.

4. BECAUSE THE DEPARTMENT OF COMMERCE FOUND THAT CRITICAL CIRCUMSTANCES EXIST FOR ALL IMPORTS OF FRESH GARLIC FROM THE PRC, THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF SUCH MERCHANDISE THAT WAS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION

ON

OR AFTER APRIL 12, 1994, WHICH IS 90 DAYS PRIOR TO THE DATE OF PUBLICATION OF THE PRELIMINARY DETERMINATION IN THE FEDERAL REGISTER. EFFECTIVE APRIL 12, 1994, CUSTOMS SHALL REQUIRE A CASH DEPOSIT OR POSTING OF A BOND EQUAL TO THE APPROPRIATE ESTIMATED PRELIMINARY MARGIN PERCENTAGE LISTED BELOW.

MANUFACTURER/PRODUCER	IDENTIFICATION NUMBER	WEIGHTED-AVERAGE
EXPORTER		MARGIN PERCENTAGE

ALL MANUFACTURERS

PRODUCERS/EXPORTERS	A-570-831-000	376.67%
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5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT THE REGIONAL COORDINATOR, TRADE COMPLIANCE DIVISION AD/CVD BRANCH, CUSTOMS HEADQUARTERS VIA

E-MAIL TO ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT JAMES MAEDER, OFFICE OF ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE AT 202-482-3330.

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party